

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

SENATE BILL 175

By: Senator D. Johnson
By: Representatives Williams, Vines

For An Act To Be Entitled

AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 2,
CONCERNING AGRICULTURE LAW, OF THE ARKANSAS CODE; AND
FOR OTHER PURPOSES.

Subtitle

TO MAKE TECHNICAL CORRECTIONS TO TITLE 2,
CONCERNING AGRICULTURE LAW.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 2-11-106, is amended to correct the section heading to make it consistent with the code section text, to read as follows:
2-11-106. Limitation ~~on~~ of liability.

(a) An agritourism activity operator or participant is not liable for damages arising from the personal injury or death of a participant if:

- (1) The injury or death results from an inherent risk; and
- (2) The warning contained in § 2-11-107 is posted.

(b) The limitation of liability provided by this section is in addition to any other limitation of liability provided by law.

SECTION 2. Arkansas Code § 2-16-901, concerning Article I of the Pest Control Compact, is amended to add introductory language that exists in the Pest Control Compact but was omitted when the Pest Control Compact was codified, to read as follows:

2-16-901. Pest Control Compact.

The Pest Control Compact is hereby enacted into law and entered into



with all other jurisdictions legally joining therein in the form substantially as follows:

Article I

Findings

The party states find that:

(a) In the absence of the higher degree of cooperation among them possible under this Compact, the annual loss of approximately 137 billion dollars from the depredations of pests is virtually certain to continue, if not to increase.

(b) Because of the varying climatic, geographic and economic factors, each state may be affected differently by particular species of pests; but all states share the inability to protect themselves fully against those pests which present serious dangers to them.

(c) The migratory character of pest infestations makes it necessary for states both adjacent to and distant from one another, to complement each other's activities when faced with conditions of infestation and reinfestation.

(d) While every state is seriously affected by a substantial number of pests, and every state is susceptible of infestation by many species of pests not now causing damage to its crops and plant life and products, the fact that relatively few species of pests present equal danger to or are of interest to all states makes the establishment and operation of an Insurance Fund, from which individual states may obtain financial support for pest control programs of benefit to them in other states and to which they may contribute in accordance with their relative interest, the most equitable means of financing cooperative pest eradication and control programs.

SECTION 3. DO NOT CODIFY. The enactment and adoption of this act shall not repeal, expressly or impliedly, the acts passed at the regular session of the Eighty-Ninth General Assembly. All such acts shall have the full force and effect and, so far as those acts intentionally vary from or conflict with any provision contained in this act, those acts shall have the effect of subsequent acts and as amending or repealing the appropriate parts of the Arkansas Code of 1987.

APPROVED: 04/11/2013